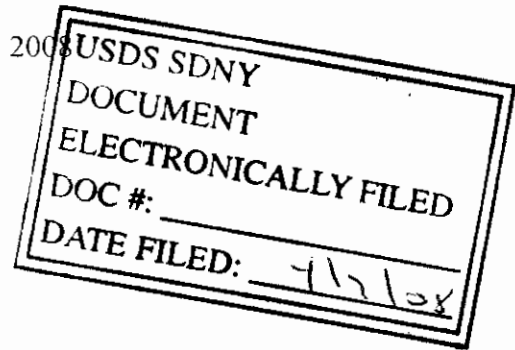




U.S. Department of Justice
United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

April 3, 2008



BY HAND

Honorable Richard J. Sullivan
United States District Judge
Southern District of New York
United States Courthouse
500 Pearl Street, Rm. 615
New York, New York 10007

Re: United States v. Lamont Vanderhorst
07 Cr. 291 (RJS)

Dear Judge Sullivan:

The Government respectfully submits this letter to request a conference in the above-referenced case and an exclusion of time under the Speedy Trial Act.

A conference was originally scheduled for March 31, 2008 in this matter, but was adjourned *sine die* shortly before the conference because the United States Marshals Service mistakenly transferred the defendant to a designated facility in light of his recent conviction on federal narcotics charges in the Eastern District of Virginia. The defendant could not be transferred back to the MCC or MDC in time for the March 31, 2008 conference. I understand that the defendant is now back in the Southern District of New York.

Defense counsel is currently engaged in a trial before the Honorable Robert W. Sweet, and anticipates that the trial will not conclude before early next week. Accordingly, the Parties respectfully request that a pre-trial conference be scheduled either for late next week or one day the following week.

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In addition, the Parties respectfully request that time be excluded for purposes of the Speedy Trial Act from today through and including the date of the next scheduled conference. The Government makes this request in order to permit the Parties to continue to engage in plea discussions. Therefore, the ends of justice served by excluding time under the Speedy Trial Act outweigh the best interest of the public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(8).

Respectfully submitted,

MICHAEL J. GARCIA
United States Attorney
Southern District of New York

By: 

Avi Weitzman
Assistant United States Attorney
Telephone: (212) 637-1205

cc: Martin Geduldig, Esq. (by fax: 516-937-1456)

For the reasons stated herein,
the time between this date and
April 15, 2008 will be excluded
in the interest of justice pursuant
to 18 U.S.C. § 3161(h)(8)(A) & B(iv). The
next pre-trial conference will take
place at 3:30pm on April 15, 2008.

SO ORDERED

Date:

4/4/08


RICHARD J. SULLIVAN
U.S.D.J.